



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 2570

DATE SCANNED 3-7-13

SCANNER NO. 2

SCAN OPERATOR IMP

13092682470



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2012 DEC -7 PM 3: 23

December 6, 2012

MEMORANDUM

SENSITIVE

13092682472

TO: The Commission

THROUGH: *for* Alec Palmer *AP*
Staff Director

FROM: Patricia C. Orrock *PCO*
Chief Compliance Officer

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

BY: *Jodi* Jodi Winship
Compliance Branch

SUBJECT: Reason to Believe Recommendation –
Failure to File 48-Hour Notices under the Administrative Fine Program

Attached is the name of a principal campaign committee that has failed to file 48-hour notices with the Commission for contributions of \$1,000.00 or more received (1) from the close of books for the 2010 Pre-Special General Report up to 48 hours before the May 22, 2010 Special General Election, (2) from the close of books for the 2010 Pre-Primary Report up to 48 hours before the September 18, 2010 Primary Election, and (3) from the close of books for the 2010 12 Day Pre-General Report up to 48 hours before the November 2, 2010 General Election, in accordance with 2 U.S.C. § 434(a) and 11 CFR. § 104.5(f). The committee, Djou for Hawaii, represents a candidate who won the 2010 Special General Election and lost the regularly scheduled 2010 General Election. The committee is being referred for failing to file 48-hour notices for contributions totaling \$88,633.33.

A 48-hour notice is required to report all contributions of a \$1,000.00 or more, to any authorized committee of a candidate, including contributions from the candidate, loans from the candidate and other non-bank sources and endorsements or guarantees of loans from banks, as per, 11 CFR § 104.5(f).

We have attached an information sheet which includes the contributor name, date of receipt, amount, and election of the contributions for which a 48-hour notice was not filed.

In accordance with the schedule of civil money penalties outlined within 11 CFR § 111.44, this committee should be assessed the civil money penalty so indicated.

Recommendation

1. Find reason to believe that Djou for Hawaii and Chris S. Mashiba, Treasurer, violated 2 U.S.C. § 434(a) and make a preliminary determination that a civil money penalty of \$10,733.00 be assessed.
2. Send the appropriate letter.

Attachment

13092682473

2010 Special General, Primary, and General Contributions for Which a 48-Hour Notice Was Not Received

AF: 2570

Committee ID: C00441451

Committee Name: Djou for Hawaii

Report Types: 30 Day Post-Special General Report (5/3/2010 – 6/11/2010)

October Quarterly Report (8/30/2010 - 9/30/2010)

30 Day Post General Report (10/14/2010 - 11/22/2010)

Special General 48-Hour Reporting Period: 5/3/2010 - 5/19/2010

Primary 48-Hour Reporting Period: 8/30/2010 – 9/15/2010

General 48-Hour Reporting Period: 10/14/2010 - 10/30/2010

CONTRIBUTOR	DATE	AMOUNT	REPORTING PERIOD
AMERICAN SOLUTIONS PAC	5/4/2010	\$1,000.00	SPECIAL
FOR AMERICAS REPUBLICAN MAJORITY PAC	5/4/2010	\$1,000.00	SPECIAL
FOR AMERICAS REPUBLICAN MAJORITY PAC	5/4/2010	\$4,000.00	SPECIAL
FUJIMOTO, LORIANN MRS.	5/4/2010	\$1,000.00	SPECIAL
GOLDMAN, MARC S MR.	5/4/2010	\$1,000.00	SPECIAL
HELPING ENSURE RESPONSIBLE GOVERNMENT BY ELECTING REPUBLICAN	5/4/2010	\$1,000.00	SPECIAL
HOCHFELDER, PETER A MR.	5/4/2010	\$1,000.00	SPECIAL
JAQUISH, GAIL A DR.	5/4/2010	\$4,800.00	SPECIAL
KAWANANAKOA, ABIGAIL K MS.	5/4/2010	\$1,000.00	SPECIAL
LIBERTY FIRST PAC	5/4/2010	\$2,000.00	SPECIAL
NFIB SAFE TRUST	5/4/2010	\$2,500.00	SPECIAL
OCPAC	5/4/2010	\$1,000.00	SPECIAL
POOLE, RICHARD JAMES MR.	5/4/2010	\$1,000.00	SPECIAL
VIRTUE, ROBERT A MR.	5/4/2010	\$1,000.00	SPECIAL
GOLD, DOUGLAS MR.	5/5/2010	\$1,000.00	SPECIAL
NIKKHOØ, IVAN MR.	5/5/2010	\$2,400.00	SPECIAL
BISHOP, ROBERT MR.	5/8/2010	\$2,400.00	SPECIAL
JAGGERS, KURT MR.	5/11/2010	\$1,000.00	SPECIAL
LEWIT, ROBERT DR. MD	5/11/2010	\$1,000.00	SPECIAL
BENDER, DONNA MS.	5/14/2010	\$1,000.00	SPECIAL
ELDEN, RICHARD MR.	5/14/2010	\$2,400.00	SPECIAL
JAMES, RON MR..	5/14/2010	\$1,400.00	SPECIAL
THOLEN, C. PHILIP MR.	5/14/2010	\$2,400.00	SPECIAL
BURGER, BENJAMIN MR.	8/30/2010	\$1,200.00	PRIMARY
MCMILLAN, MARY LOIS MS.	8/31/2010	\$1,000.00	PRIMARY

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OKI, PATRICK H MR.	9/2/2010	\$1,500.00	PRIMARY
TAFF, LAWRENCE J MR.	9/2/2010	\$1,000.00	PRIMARY
EDISON INTERNATIONAL PAC	9/8/2010	\$1,000.00	PRIMARY
HOCKER, LON MR.	9/8/2010	\$1,000.00	PRIMARY
HONEYWELL	9/8/2010	\$1,333.33	PRIMARY
AMERICAN SUCCESS PAC	9/15/2010	\$1,000.00	PRIMARY
KOCH INDUSTRIES, INC. POLITICAL ACTION COMMITTEE	9/15/2010	\$5,000.00	PRIMARY
TUESDAY GROUP POLITICAL ACTION COMMITTEE	9/15/2010	\$5,000.00	PRIMARY
BERNSTEIN, LAWRENCE MR.	10/15/2010	\$2,400.00	GENERAL
BUTLER, COLIN MR.	10/15/2010	\$2,400.00	GENERAL
LUNDQUIST, DAVID R MR.	10/17/2010	\$1,500.00	GENERAL
LAI, ALVA ANN M MRS.	10/18/2010	\$1,000.00	GENERAL
TILLINGHAST, STANLEY DR.	10/18/2010	\$1,000.00	GENERAL
COMMITTEE TO RE-ELECT CONGRESSMAN DANA ROHRBACHER	10/19/2010	\$1,000.00	GENERAL
DAMON, JOHN P MR.	10/19/2010	\$1,000.00	GENERAL
REALTORS POLITICAL ACTION COMMITTEE	10/19/2010	\$1,000.00	GENERAL
SAKURAI, KENNETH M MR.	10/19/2010	\$1,000.00	GENERAL
ALTRIA GROUP INC POLITICAL ACTION COMMITTEE	10/28/2010	\$1,000.00	GENERAL
AMERICAN VETERINARY MEDICAL ASSOCIATION	10/28/2010	\$1,000.00	GENERAL
BANK OF HAWAII SPEC	10/28/2010	\$1,000.00	GENERAL
GOODFELLOW, TAMAR CHOTZEN MRS.	10/28/2010	\$1,000.00	GENERAL
HOLBROOK, LAUREN K MS.	10/28/2010	\$1,500.00	GENERAL
HUNG, MARSHALL W MR.	10/28/2010	\$1,500.00	GENERAL
LAU, CONSTANCE H MRS.	10/28/2010	\$1,000.00	GENERAL
MICROSOFT CORPORATION PAC	10/28/2010	\$1,000.00	GENERAL
NATIONAL ASSOCIATION OF HEALTH UNDERWRITERS	10/28/2010	\$1,000.00	GENERAL
OUR COUNTRY DESERVES BETTER PAC/TEAPARTYEXP	10/28/2010	\$2,000.00	GENERAL
REPUBLICAN OPERATION TO SECURE & KEEP A MAJORITY PAC	10/28/2010	\$5,000.00	GENERAL
ASAM, DONALD MR.	10/29/2010	\$1,000.00	GENERAL
KEVIN BRADY FOR CONGRESS	10/30/2010	\$1,000.00	GENERAL
	TOTAL	\$88,633.33	

Proposed Civil Money Penalty: Proposed Civil Money Penalty: \$10,733.00 ((17 Notices Not Filed at \$110 each) + (10% of the Overall Contributions Not Filled))

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AF#	Committee ID	Committee Name	State	Election	Candidate Name	Treasurer	Prev Violations	Notices Not Filed	LOA	Penalty	10/18/2012 4:34 PM
2570	C00441451	DJOU FOR HAWAII	HI	2010	DJOU, CHARLES K	MASHIBA, CHRIS S	0	17	\$88,633	\$10,733	

Federal Election Commission
Reason to Believe Circulation Report
48-Hour Notification Report

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) AF 2570
Djou for Hawaii and Chris S. Mashiba,)
Treasurer)

CERTIFICATION

I, Shelley E. Garr, recording secretary for the Federal Election Commission executive session on December 18, 2012, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions:

1. Find reason to believe that, in accordance with the Final Audit Report adopted by the Commission, Djou for Hawaii and Chris S. Mashiba, Treasurer, failed to file 48-hour notices for contributions totaling \$50,700 and to make a preliminary determination that a civil penalty of \$6,720 be assessed.
2. Instruct the Reports Analysis Division to send the appropriate letter.

Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attast:

December 19, 2012
Date

Shelley E. Garr
Shelley E. Garr
Deputy Secretary of the Commission

13092682477



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 20, 2012

Chris S. Mashiba, in official capacity as Treasurer
Djou for Hawaii
P.O. Box 235280
Honolulu, HI 96823-3504

C00441451
AF#: 2570

Dear Mr. Mashiba:

The Federal Election Campaign Act of 1971, as amended, 2 U.S.C. § 431, *et seq.* ("the Act"), requires principal campaign committees of candidates for federal office to notify in writing either the Secretary of the Senate or the Federal Election Commission ("FEC"), and the Secretary of State, as appropriate, of any contribution of \$1,000 or more, received by any authorized committee of the candidate after the 20th day, but more than 48 hours before, any election. 2 U.S.C. § 434(a)(6)(A). The Act further requires notification to be made within 48 hours after the receipt of the contribution and to include the name of the candidate and office sought, the date of receipt, the amount of the contribution, and the identification of the contributor. *Id.* These notification requirements are in addition to all other reporting requirements. 2 U.S.C. § 434(a). Our records indicate that Djou for Hawaii did not submit 48-Hour Notices for contributions of \$1,000 or more, received between May 4, 2010 and October 30, 2010, totaling \$50,700, as required by 2 U.S.C. § 434(a)(6)(A). Attachment 1.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. § 434(a). 2 U.S.C. § 437g(a)(4). On December 18, 2012, the FEC found that there is Reason to Believe ("RTB") that Djou for Hawaii and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) by failing to file the 48-Hour Notices. Based on the FEC's schedule of civil money penalties at 11 C.F.R. § 111.44, the amount of your civil money penalty calculated at the RTB stage is \$6,720. Please see the attached copy of the Commission's administrative fine regulations at 11 C.F.R. §§ 111.30-111.55. Attachment 2. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. <http://www.fec.gov/af/af.shtml>. 11 C.F.R. § 111.34. The amount of the civil money penalty is \$110 for each non-filed notice plus 10 percent of the dollar amount of the contributions not timely reported. The civil money penalty increases by 25 percent for each prior violation. Send your payment of \$6,720 within forty (40) days of the finding, or by January 27, 2013.

At this juncture, the following courses of action are available to you:

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1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found at the top of page 1 under your committee's identification number, to the FEC's Office of Administrative Review, 999 E Street, NW, Washington, DC 20463. Your response must be received within forty (40) days of the Commission's RTB finding, or January 27, 2013. 11 C.F.R. § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 C.F.R. § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 C.F.R. § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 C.F.R. § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 C.F.R. § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. district court under 2 U.S.C. § 437g. 11 C.F.R. § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Djou for Hawaii and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection

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Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 C.F.R. § 111.51(a)(2).

3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, send the enclosed remittance form, along with your payment, to the FEC at the address on page 4. Upon receipt of your payment, the FEC will send you a final determination letter.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 2 U.S.C. § 437g(a)(2). It will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and 437g(a)(12)(A) until it is placed on the public record in accordance with 11 C.F.R. § 111.42, unless you notify the FEC in writing that you wish the matter to be made public.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact David Garr in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,

Carole C. Hunter

Caroline C. Hunter
Chair

13092682480

ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 C.F.R. § 111.44, the amount of your civil money penalty calculated at RTB is \$6,720 for the 2010 Special, Primary, and General Election 48-Hour Notification Reports.

Please mail this remittance with a check or money order made payable to the Federal Election Commission to the following address:

Federal Election Commission
P.O. Box 979058
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

The remittance and your payment are due by January 27, 2013. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Djou for Hawaii

FEC ID#: C00441451

AF#: 2570

PAYMENT DUE DATE: January 27, 2013

PAYMENT AMOUNT DUE: \$6,720

13092682481

2010 Special General, Primary, and General Contributions for Which a 48-Hour Notice Was Not Received

AF: 2570

Committee ID: C00441451

Committee Name: Djou for Hawaii

Report Types: 30 Day Post-Special General Report (5/3/2010 – 6/11/2010)

October Quarterly Report (8/30/2010 - 9/30/2010)

30 Day Post General Report (10/14/2010 - 11/22/2010)

Special General 48-Hour Reporting Period: 5/3/2010 - 5/19/2010

Primary 48-Hour Reporting Period: 8/30/2010 – 9/15/2010

General 48-Hour Reporting Period: 10/14/2010 - 10/30/2010

CONTRIBUTOR	DATE	AMOUNT	REPORTING PERIOD
FUJIMOTO, LORIANN MRS.	5/4/2010	\$1,000.00	SPECIAL
JAQUISH, GAIL A DR.	5/4/2010	\$4,800.00	SPECIAL
LIBERTY FIRST PAC	5/4/2010	\$2,000.00	SPECIAL
NFIB SAFE TRUST	5/4/2010	\$2,500.00	SPECIAL
BISHOP, ROBERT MR.	5/8/2010	\$2,400.00	SPECIAL
JAGGERS, KURT MR.	5/11/2010	\$1,000.00	SPECIAL
LEWIT, ROBERT DR. MD	5/11/2010	\$1,000.00	SPECIAL
BENDER, DONNA MS.	5/14/2010	\$1,000.00	SPECIAL
ELDEN, RICHARD MR.	5/14/2010	\$2,400.00	SPECIAL
JAMES, RON MR.	5/14/2010	\$1,400.00	SPECIAL
THOLEN, C. PHILIP MR.	5/14/2010	\$2,400.00	SPECIAL
BURGER, BENJAMIN MR.	8/30/2010	\$1,200.00	PRIMARY
OKI, PATRICK H MR.	9/2/2010	\$1,500.00	PRIMARY
TAFF, LAWRENCE J MR.	9/2/2010	\$1,000.00	PRIMARY
HALES, DAVID	9/11/2010	\$1,000.00	PRIMARY
BERNSTEIN, LAWRENCE MR.	10/15/2010	\$2,400.00	GENERAL
BUTLER, COLIN MR.	10/15/2010	\$2,400.00	GENERAL
LUNDQUIST, DAVID R MR.	10/17/2010	\$1,500.00	GENERAL
LAI, ALVA ANN M MRS.	10/18/2010	\$1,000.00	GENERAL
TILLINGHAST, STANLEY DR.	10/18/2010	\$1,000.00	GENERAL
DAMON, JOHN P MR.	10/19/2010	\$1,000.00	GENERAL
STOEBNER, MORRIS L MR.	10/20/2012	\$2,800.00	GENERAL
HOLBROOK, LAUREN K MS.	10/28/2010	\$1,500.00	GENERAL
HUNG, MARSHALL W MR.	10/28/2010	\$1,500.00	GENERAL
OUR COUNTRY DESERVES BETTER PAC/TEAPARTYEXP	10/28/2010	\$2,000.00	GENERAL
REPUBLICAN OPERATION TO SECURE &	10/28/2010	\$5,000.00	GENERAL

ASAM, DONALD MR.	10/29/2010	\$1,000.00	GENERAL
KEVIN BRADY FOR CONGRESS	10/30/2010	\$1,000.00	GENERAL
TOTAL		\$2,000.00	

Proposed Civil Money Penalty: Proposed Civil Money Penalty: \$6,720.00 ((15 Notices Not Filed at \$110 each) + (10% of the Overall Contributions Not Filled))

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

2013 JAN 30 PM 4: 51

January 30, 2013

SENSITIVE

MEMORANDUM

TO: The Commission

THROUGH: *AP* Alec Palmer *AP*
Staff Director

FROM: Patricia C. Orrock *PC*/*PO*
Chief Compliance Officer

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

BY: *W*odi Winship/David Garr
Compliance Branch

SUBJECT: Administrative Fine Program – Final Determination Recommendation for the
Failure to File 48-Hour Notices

Attached is a list identifying a political committee and its treasurer against which the Commission has found reason to believe (RTB) and assessed a proposed civil money penalty calculated at RTB for failure to file or failure to timely file the appropriate 48 Hour Notice for the 2010 Special General Election, 2010 Hawaii Primary Election, and the 2010 General Election. The committee has paid the civil money penalty requested at RTB.

In accordance with 11 CFR § 111.34, the Commission shall send a final determination notice to the respondent that has paid the civil money penalty.

RAD Recommendation

- (1) Make final determination that the political committee and its treasurer listed on the attached report violated 2 U.S.C. § 434(a) and assess the final civil money penalty so indicated.
- (2) Send the appropriate letter.

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Federal Election Commission
Final Determination Circulation Report
48-Hour Notification Report

1/30/2013 3:04 PM

AF#	Committee ID	Committee Name	State	Election	Candidate Name	Treasurer	Prev Violations	Notices Not Filed	LOA	RTB Date	RTB Penalty	FD Penalty	Date Paid	Amount Paid
2570	C00441451	DJOU FOR HAWAII	HI	2010	DJOU, CHARLES K	MASHIBA, CHRIS S	0	15	\$50,700	12/18/2012	\$8,720	\$8,720	01/08/2013	\$8,720

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Administrative Fine Program – Final) AF 2570
Determination Recommendation for the)
Failure to File 48-Hour Notices)

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on February 01, 2013, the Commission decided by a vote of 6-0 to take the following actions in AF 2570:

1. Make final determination that Djou for Hawaii and Chris S. Mashiba, Treasurer, violated 2 U.S.C. § 434(a) and assess the final civil money penalty in the amount of \$6,720.
2. Send the appropriate letter.

Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

February 4, 2013
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission

13092682486



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 5, 2013

Chris S. Mashiba, in official capacity as Treasurer
Djou for Hawaii
P.O. Box 235280
Honolulu, HI 96823

C00441451
AF#: 2570

Dear Mr. Mashiba:

On December 18, 2012, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Djou for Hawaii and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) for failing to file 48-Hour Notices for contributions of \$1,000 or more, received between May 4, 2010 and October 30, 2010, totaling \$50,700. By letter dated December 20, 2012, the Commission notified you of the RTB finding and the civil money penalty calculated at the RTB stage totaling \$6,720 in accordance with the schedule of penalties at 11 C.F.R. § 111.44.

On January 8, 2013, the FEC received payment of the civil money penalty calculated at the RTB stage. The FEC made a final determination on February 1, 2013 that Djou for Hawaii and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a), assessed a civil money penalty in the amount of \$6,720 in accordance with 11 C.F.R. § 111.44 and voted to close the file.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. The file will be made a part of the public record pursuant to 11 C.F.R. § 111.42(b). Although the file must be placed on the public record within thirty (30) days from the date of the Commission's notification, this could occur at anytime following certification of the Commission's vote.

If you have any questions regarding this matter, please contact David Garr on our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130.

On behalf of the Commission,

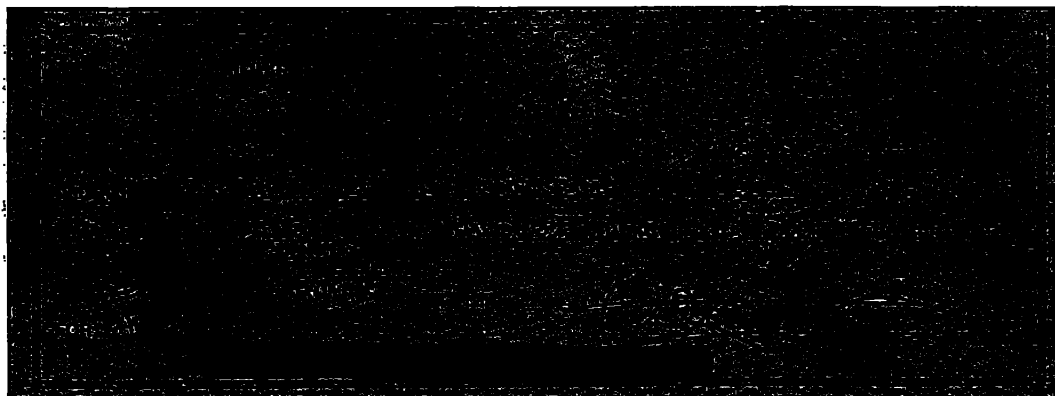
A handwritten signature in black ink that reads "Ellen L. Weintraub". The signature is written in a cursive, flowing style.

Ellen L. Weintraub
Chair

13092682487

FEDERAL ELECTION COMMISSION

Lockbox: GLX-979058 Ledger Date 01/07/2013



Batch	Item	TID	Batch Total	Amount
1	1	Y-3004577	\$7,485.00	\$6,720.00

13092682488

usbank.

St. Louis GA Lockbox
(314) 425-1818



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 2570

DATE SCANNED 3-7-13

SCANNER NO. 2

SCAN OPERATOR Cmp

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